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Facsimile (972) 385-7766**Facsimile Cover Sheet**

<b>To:</b> Commissioner for Patents for Examiner Cindy Nguyen Group Art Unit 2161	<b>Facsimile No.:</b> 571/273-8300
<b>From:</b> Lourdes Perez Legal Assistant to Peter B. Manzo	<b>No. of Pages Including Cover Sheet:</b> 21
<b>Message:</b>  Enclosed herewith: <ul style="list-style-type: none"><li>• Transmittal Document; and</li><li>• Response to Office Action.</li></ul>	
<b>Re:</b> Docket No.: AUS920020019US1	<b>Serial No.</b> 10/087,952
<b>DATE:</b> Wednesday, September 7, 2005	
<b>Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.</b>	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 07 2005

In re application of: **Kirkland**

Serial No.: 10/087,952

Filed: February 27, 2002

For: Apparatus and Method for  
Generating Graphic Representation of  
Estimated Time of Completion of a  
Server Request

35525

PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER§  
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Group Art Unit: 2161

Examiner: Nguyen, Cindy

Attorney Docket No.: AUS920020019US1

Certificate of Transmission Under 37 C.F.R. § 1.8(a)I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (571) 273-8300  
on September 7, 2005.

By:

  
Lourdes PerezTRANSMITTAL DOCUMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

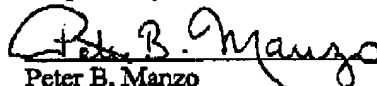
Sir:

ENCLOSED HEREWITH:

- Response to Final Office Action.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



Peter B. Manzo

Registration No. 54,700

Duke W. Yee

Registration No. 34,285

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ATTORNEYS FOR APPLICANT

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8300, on September 7, 2005.

By:

*Lourdes Perez*  
Lourdes Perez

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action dated July 28, 2005, please amend the above-identified application as follows:

Listing of the Claims begins on page 2 of this paper.

Remarks begin on page 10 of this paper.